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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.1770 OF 2007
IN
SUIT NO.2292 OF 1986

Laxmichand Dharshi ...Plaintiff
V/s.
Union Bank of India & Ors. ...Defendants

Ms.Sheetal Kumar with Ms.Yogini Gada, Advocates, i/b. Harakchand & Co., for the Plaintiff.

Mr.A.A. Lokhandwala, Advocate, for the Defendants.

CORAM : ABHAY S. OKA, J.
DATE : 1ST NOVEMBER, 2007.

P.C.:

1. Heard the learned Counsel appearing for the plaintiff in support of the Chamber Summons and the learned Counsel appearing for 1st defendant who has opposed the Chamber Summons.

2. After having heard the learned Counsel, I find that the proposed amendment which is sought to be incorporated by this Chamber Summons will not change the nature of the Suit and the said amendment is required to be permitted to avoid the multiplicity of the proceedings. Hence the proposed amendment deserves to be allowed.

3. Accordingly, the Chamber Summons is made absolute in terms of prayer clause (a). Amendment to be carried out within eight weeks.

4. Copy of the amended plaint shall be served to the defendants within four weeks from the date on which the amendment is carried out. Within a period of eight weeks from the date of service of the amended copy, it will be open for the concerned defendants to file the additional written statements to the amended plaint.

[ABHAY S. OKA, J.]